



File RCE

**REQUEST
For
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:

**MAIL STOP RCE
COMMISSIONER FOR PATENTS
P. O. BOX 1450
ALEXANDRIA, VA 22313-1450**
(Revised 01/2003)

Application Number 09/856,969

Filing Date August 1, 2001

First Named Inventor: Cayeula et al.

Art Unit: 1645

Examiner Name: Jana A. Hines

Confirmation No.: 5142

Attorney Docket No. 033339/234602

This is a request for **Continued Examination (RCE)** under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ii. Other Amendment After Final filed March 31, 2004
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavits(s)/Declarations(s)
 - iii. Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
 - iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

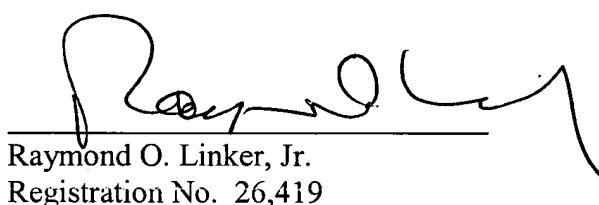
3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments, to Deposit Account No. 16-0605.

- i. RCE fee required under 37 C.F.R. § 1.17(e)
(\$790.00 large entity; \$395.00 small entity)
- ii. Extension of Time Fee with \$2,160 (37 C.F.R. §§ 1.136 and 1.17)
- iii. Other

b. Check in the amount of \$790 and \$2,160 enclosed

Respectfully submitted,



Raymond O. Linker, Jr.
Registration No. 26,419

Customer No. 00826
Alston & Bird LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on December 17, 2004.



Janet F. Sherrill